

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Ref: 3300-Z

AF12682#7

In re application of:

Ben Bacque et al Group Art Unit 2662

Serial No. 09/199,786 Examiner: Joe Logsdon

Filed: November 25, 1998

For: CONTROLLING ATM LAYER TRANSFER CHARACTERISTICS BASED ON PHYSICAL LAYER DYNAMIC RATE ADAPTATION

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

RECEIVED

Hon. Commissioner of Patents and Trademarks
Washington, D. C. 20231

MAR 15 2002

Technology Center 2600

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated October 10, 2001 of the Primary Examiner finally rejecting Claims 1 - 24.

The Appeal fee (\$320.00) is:

XX Enclosed: Check - \$320.00

— Not required (fee paid in prior appeal in this application with no Board decision on the merits.)

XX Petition is hereby made to the Commissioner of Patents and Trademarks to extend the period for filing this Notice of Appeal for two months, so as to expire March 10, 2002. A check in the amount of \$400.00 for this extension is attached.

XX An Associate Power of Attorney to the undersigned attorney is also attached.

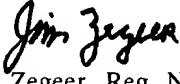
The Commissioner is hereby authorized to charge any additional fees which may be required (or credit any overpayment) to Deposit Account No. 26-0090.

Respectfully submitted,

03/12/2002 JADDO1 00000044 09199786

01 FC:119
02 FC:116

320.00 0P
400.00 0P


Jim Zegeer, Reg. No. 18,957
Attorney for Applicants

Attachments: 1. Check - \$320.00, 2. Check - \$400.00, 3. Associate Power of Attorney

801 North Pitt Street
Alexandria, VA 22314
Telephone: 703-684-8333

Date: March 11, 2002

In the event this paper is deemed not timely filed, the applicant hereby petitions for an appropriate extension of time. The fee for this extension may be charged to Deposit Account No. 26-0090 along with any other additional fees which may be required with respect to this paper.